7230871/2023/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PS - PR and RD Department -Allegations of irregularities in execution and construction of Grama Sachivalayam Building at Turuvolu of Cheedikada Mandal in Visakhapatnam District - Common disciplinary proceedings and charges against **Sri P. Krishna Reddy, Executive Engineer, PRI Division, Visakhapatnam (now Retired)** – Inquiry conducted – Charge not held not proved – Further action dropped – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.166

Dated. 10.04.2023.
Read the following:

1. From the ENC,PR, AP, Letter No. Vig. I/GS/Tiruvolu/VSP/2021, dated: 03.08.2021.
2. G.O.Rt.No.439, PR&RD (Vig. I) Department, Dt: 06.08.2021.
3. G.O.Rt.NO.440, PR&RD (Vig. I) Department, Dt: 06.08.2021.
4. From Sri P. Krishna Reddy, E.E, PRI Division, Visakhapatnam, written statement of defence dt:16.08.2021.
5. G.O.Rt.No.568, PR&RD (Vig. I) Department, Dt: 01.11.2021.
6. From the CE, PR.II & Inquiry Officer, Letter No. CE PR/ER/Tiruvolu.VSP/2022, dated: 22.01.2022.
7. Govt. Memo No. 1474778/Vig. I/2021, PR&RD (Vig. I) Department, Dt: 01.11.2022.
8. From Sri P. Krishna Reddy, E.E (Retired), representation dt:7.11.2022
9. Orders of Hon'ble High Court dated: 02.01.2023 in W.P.No. 42473 of 2022 filed by Sri P. Krishna Reddy, E.E (PR) (Retired).

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ORDER:-

Based on the recommendations of the Engineer-in-Chief, Panchayat Raj, A.P made in the reference 1st read above relating to certain allegation of irregularities in execution and construction of Grama Sachivalayam Building at Turuvolu of Cheedikada Mandal in Visakhapatnam District, Government vide reference 2nd read above,have initiated common disciplinary proceedings under Rule 24 of APCS (CC&A) Rules, 1991 duly framing following article of charge vide reference 3rd read above under Rule 20 of above said Rules against **Sri P.Krishna Reddy, Executive Engineer, PRI Division, Visakhaptnam**, with a direction to submit his written statement of defence :

Charge :

That Sri P. Krishna Reddy, Executive Engineer, PRI Division, Visakhapatnam has failed to implement the interim orders of the Hon'ble High Court dated 11.06.2021 in W.P. No. 9883/2020 filed by Sri B. Koteswara Rao and 11 others, R/o. Turuvolu, Cheedikada Mandal, Visakhapatnam District, wherein the Hon'ble High Court directed the respondents "not to take any construction or other activities which is unconnected to the School activity or which effects the healthy atmosphere of the School being run by the State Government / Local Bodies in the State of AP pending further orders".

(P.T.O)

Inspite of Hon'ble High Court interim Orders on 11.06.2020, Sri P. Krishna Reddy, EE, PRI, Visakhapatnam, has initiated FTO on 23.07.2020 for an amount of Rs. 3,48,310/- for the work "construction of Grama Sachivalayam building was taken up in the premises of MPP school at Turuvolu of Cheedikada (M) in Visakhapatnam Dist., with an Estt. cost of Rs.40 lakhs, under 100% NREGS programme, which was sanctioned by the Dist. Collector, Visakhapatnam", which resulted the Government to release the said payment to Gram Panchayat on 14.10.2020 and also payment en-cashed by Gram Panchayat on 27.10.2020. Hence the charge.

2. In the reference 4th read above, the charged officer **Sri P. Krishna Reddy, Executive Engineer, PR** has submitted his written statement of defence.

3. Government having not satisfied with the Written Statement Defence submitted by Charged Officer **Sri P. Krishna Reddy, Executive Engineer, PR** and decided to conduct regular inquiry against the charged officer including **against three (3) other co-charged officers involved in the case**. Accordingly, in the reference 5th read above, Government appointed the Chief Engineer, Panchayat Raj-II & MGNREGS (by designation), O/o.the Engineer-in-Chief, PR, A.P, Vijayawada as the Inquiry Authority under rule 20 (2) of A.P.C.S (CC&A) Rules, 1991 to inquire into the charges framed against all the charged officers in the matter.

4. In the reference 6th read above, the Chief Engineer, PR-II & Inquiry Authority has furnished inquiry report dt: 22.01.2022, wherein the Inquiry Authority has mentioned that the columns were executed up to plinth level as on **10.06.2020** and no further work was taken up thereafter. The photograph taken on 16.12.2021 depicts that the work was stopped with columns upto plinth level. The Mandal Parishad Development Officer who is one of the respondents in above W.P, have received court orders on 27.06.2020 and there is no evidence that the charged officer has known / received the Hon'ble High Court orders as on passing on bills. The total expenditure incurred on the work for Rs.4,84,897/- has been recovered from the Turuvolu Gram Panchayat duly initiating FTOs on 10.08.2021 and there is no loss. The Inquiry Authority has held that charge framed against the Charged Officer Sri P. Krishna Reddy, Executive Engineer, PRI Division, Visakhapatnam is **not held proved,** among others.

5. In the reference 7th read above, Government have communicated a copy of the inquiry report to the charged officer **Sri P. Krishna Reddy, Executive Engineer, PR**, as per Rule 21 (2) of APCS (CC&A) Rules, 1991 for his representation if any on the findings of the Inquiry Officer, among others.

6. In the reference 8th read above, the Charged Officer **Sri P. Krishna Reddy, former Executive Engineer, PRI Division, Visakhapatnam (now Retired)** has submitted his representation duly stating that he was retired from service on 31.10.2021 and requested to consider the findings of Inquiry Authority and to drop further action against him.

7. In the reference 9th read above, the Hon'ble High Court in their orders dt: 02.01.2023 in W.P. No. 42473/2022 filed by Sri P. Krishna Reddy, E.E (PR)(Retired), have directed the respondents to conclude the departmental proceedings against the petitioner within six (06) weeks from the date of receipt of the copy of the order.

(Continued on page 3)

8. Government have examined the matter and observe that the Hon'ble High Court in its interim orders dated:11.06.2020 in W.P.No. 9883/2020 have directed the respondents not to undertake any activity of construction in the school premises of Mandal Primary School, Turuvolu, Cheedikada Mandal, Visakhapatnam District pending further orders. **Subsequently** on 25.02.2022 the Hon'ble High Court disposed of the W.P No. 9883 of 2020 and allowed the W.P duly upholding their interlocutory order passed on 11.06.2020 by treating as a part of the order. It has been observed from the inquiry report of the Chief Engineer, PR-II & Inquiry Authority, dt: 22.01.2022 that the charged officer has not taken any further work after the interim orders of the Hon'ble High Court dt: 11.06.2020. As such, Government consider and decided to accept the findings of inquiry authority and to drop further action against the charged officer.

9. Accordingly, Government after careful examination of the matter and duly keeping in view the orders of Hon'ble High Court mentioned under Para No. 7 above, have decided and accordingly hereby drop further action against **Sri P.Krishna Reddy, former Executive Engineer, PRI Division, erstwhile Visaskhapatnam District, now Anakapalli District (now Retired)** in the matter.

10. The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
Sri P.Krishna Reddy, former Executive Engineer, PRI Division, erstwhile Visaskhapatnam District, now Anakapalli District (now Retired)

Copy to:
The Govt. Pleader for Services IV, A.P. High Court, Amaravati.
The Accountant General, AP, Vijayawada.
The P.R. & R.D (Estt. I) Department.
The P.R & R.D (Pts. II) Department.
OSD to Hon'ble Dy.C.M for PR&RD.,
PS to Spl. Chief Secretary to Govt., PR&RD. Dept.
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER